

# CHESTNUTHILL TOWNSHIP BOARD OF SUPERVISORS

## ORDINANCE NO. 96.1

### **AN ORDINANCE ESTABLISHING AND AUTHORIZING RULES AND REGULATIONS GOVERNING TE USE OF THE CHESTNUTHILL TOWNSHIP PARK AND PROVIDING FOR ENFORCEMENT OF ANY VIOLATIONS THEREOF**

#### **WITNESSETH:**

WHEREAS, the board of Supervisors of Chestnuthill Township, Monroe County, Pennsylvania (hereinafter "Township" acquired a thirty seven acre tract of land along Route 715 in Brodheadsville 1991 for the purpose of developing a Township Park:

WHEREAS, the Township ordained and established the Chestnuthill Township Park Commission on December 31, 1992 for the purpose of making recommendations to the Township in the planning, development and administration of the Township Park;

WHEREAS, the Township Park presently includes a multi-purpose building which functions as a community center, together with two improved pedestrian pathways of one half mile and one mile in length respectively;

WHEREAS, the Township intends to further improve the interior of the tract with ball fields, a playground and other improvements pursuant to a site plan previously adopted by the Township.

WHEREAS, The Chestnuthill Township Park Commission has recommended the adoption of Rules and Regulations governing the use of the Park;

NOW THEN, the Township finds it in the best interests of its citizens to adopt an ordinance governing the use of Chestnuthill Township Park and it is hereby ordained that part two of the Chestnuthill Township Code of Ordinances, pertaining to General Legislation be amended to include a Chapter which codifies the following ordinance.

**SECTION 1 – TITLE** This ordinance shall be known as “the Chestnuthill Township Park Ordinance”.

**SECTION 2 - SCOPE** This ordinance shall regulate the activities and users of the Chestnuthill Township Park.

**SECTION 3 - HOURS OF USE** The Park hours are from dawn to dusk, except for special events authorized by the Township.

**SECTION 4 - ACCESS AND EGRESS** No person shall enter or leave the Park except for the vehicular and pedestrian access along Route 715. No one may use or enter upon private property as means to enter or leave the Park.

**SECTION 5 - MOTOR VEHICLES** No motorized vehicles, including but not limited to “ATV’s”, go-carts, and motor bikes are allowed in the Park. This prohibition does not apply to motorized wheel chairs or other similar pieces of equipment designed for and used by people with special needs. Motor vehicles (automobiles) are limited to the main entrance and authorized parking areas, except for Township maintenance vehicles or emergency vehicles.

**SECTION 6 – PETS** Domestic or household pets are prohibited from the Park. This prohibition does not apply to Seeing Eye dogs which accompany their owner.

**SECTION 7 - DRUG FREE ZONE** The possession, distribution and/or consumption of alcoholic or intoxicating beverages or illegal drugs and the smoking (lighting up) of cigarettes, pipes and cigars is strictly prohibited throughout the Park.

**SECTION 8 - COMMUNITY CENTER** Formal use of the Community Center Building must be scheduled in advance with the Township and must not conflict with prior Township lease commitments. Contact the Township Secretary to confirm availability.

**SECTION 9 - RESTRICTED ACCESS TO AREA UNDER CONSTRUCTION** The Township may from time to time restrict access to certain areas under construction or designated for further development. Written notice of restricted access will be posted at the Township Administration Building, The Community Center Building and at appropriate locations throughout the Park.

**SECTION 10 – SIGNAGE** The Township may enforce the terms of this ordinance through appropriate signage and reference to this ordinance, as may be amended. Signage shall not be prerequisite to enforcement.

**SECTION 11 - GENERAL CONDUCT, USE OF FACILITIES AND RULEMAKING** The use of all ball fields, playground equipment, barbecue pits and other outdoor equipment shall be subject to published Rules and Regulations which the Township reserves the right to adopt, supplement or modify from time to time. Consult the Township Secretary's office for a current copy.

**SECTION 12 - PROHIBITED CONDUCT** In addition to other prohibited conduct set forth in this Ordinance, the following conduct is expressly prohibited:

- (a) No person shall damage, deface or mutilate any vegetation in the Park, whether natural or landscaped, whether tree, brush, shrub, vine, fern, flower or fruit.

- (b) No person shall hunt, trap, chase, capture or molest wildlife of any kind or disturb the nest(s) or eggs of birds or homes of animals.
- (c) No person shall possess or discharge any type of firearm, bow and arrow, air gun, sling shot, fireworks or any other weapon within the Park.
- (d) No person shall conduct his or herself in a disorderly, immoral, or harassing manner, use indecent or obscene language or damage or destroy the property, buildings, fixtures, equipment, signs, or other man made material in the Park.
- (e) No person shall violate any rule or regulation authorized by this Ordinance, provided same is adopted by the board of Supervisors and conspicuously posted in accordance with Act 60 of 1995, article XXII, section 2203.

### **SECTION 13 - ENFORCEMENT**

- (a) Any person or persons who shall violate any term of this Ordinance shall subject to a civil enforcement proceeding commenced by the Township before a District Justice and upon the entry of a final judgment for said violation(s), must pay civil judgment in the amount of \$600.00, plus all court costs, including reasonable attorneys fees, incurred by the Township.
- (b) The Township reserves the right to bring any other action at law or equity to enforce this Ordinance. Remedies shall be cumulative and not exclusive.
- (c) The Township, the Township's zoning officer and any other Township officer and agent which may be designated from time to time are authorized to enforce the terms of this ordinance.

**SECTION 14 - EFFECTIVE DATE** This Ordinance is effective five days following its adoption.

Enacted and ordained this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

CHESTNUTHILL TOWNSHIP BOARD OF SUPERVISORS

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Chuck Gould, Chairman

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Maureen Tatu, Vice Chairman

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Mike Possinger, Supervisor